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5 JON L. NORINSBERG, ESQ.  
6 **JON L. NORINSBERG, ESQ., PLLC**  
7 110 East 59th Street, Suite 3200  
New York, New York 10022  
8 Attorneys for Plaintiffs

9  
10 **UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

11  
12 TOMMY LYNCH as ADMINISTRATOR for  
the ESTATE of TAMMY LYNCH, and  
13 TOMMY LYNCH and APRIL BLACK,  
individually as heirs of Tammy Lynch,

14  
15 Plaintiffs,

16 vs.

17 SAMIT ADRIAN HERNANDEZ, individual,  
18 LIZBETH BARRAGAN, individual,  
LAUGHLIN WATERCRAFT RENTALS, LLC;  
19 KABUL, INC., d/b/a FASTRIP PWC  
RENTALS; DARRYL PETER ALEXANDER  
20 JR., individual, and DOES 1-X; and ROE  
CORPORATIONS,

21 Defendants.

22  
23 AND ALL CONSOLIDATED MATTERS  
24

CASE NO. 2:21-CV-01981-ART-DJA  
c/w Case No.: 2:22-cv-00940-CDS-VCF

**STIPULATION TO EXTEND**  
**DISCOVERY DEADLINES PURSUANT**  
**TO LR 26-3 (Sixth Request)**

25 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs The Estate of  
26 Tammy Lynch, Tommy Lynch and April Black ("Plaintiffs"), Defendant Laughlin Watercraft  
27 Rentals, LLC and Defendant Kabul, Inc., by and through their respective counsel, that the discovery  
28

1 deadlines of this matter be continued for a period of 90 days to allow the parties to complete  
2 additional discovery.

3 **A. STATEMENT SPECIFYING THE DISCOVERY THAT HAS BEEN COMPLETED.**

4 The parties participated in the Fed. R. Civ. P. 26(f) conference on February 14, 2022 and  
5 have served their initial Rule 26 Disclosures. The following is discovery that has been completed:

6 1. Plaintiffs' First Set of Request for Production of Documents to Defendants Laughlin  
7 Watercraft;

8 2. Plaintiffs' First Set of Request for Production of Documents to Defendant Laughlin  
9 Watercraft;

10 3. Plaintiffs' First Set of Request for Production of Documents to Defendant Kabul, Inc.;

11 4. Plaintiffs' First Set of Interrogatories to Defendant Kabul, Inc.;

12 5. Defendant Laughlin Watercraft Rentals, LLC's responses to Plaintiffs' First Set of  
13 Request for Production of Documents;

14 6. Defendant Laughlin Watercraft Rentals, LLC's responses to Plaintiffs' First Set of  
15 Interrogatories;

16 7. Defendant Kabul, Inc.'s responses to Plaintiffs' First Set of Request for Production of  
17 Documents;

18 8. Defendant Kabul, Inc.'s responses to Plaintiffs' First Set of Interrogatories;

19 9. Defendant Laughlin Watercraft Rentals, LLC's First Set of Interrogatories to Plaintiff  
20 April Black;

21 10. Defendant Laughlin Watercraft Rentals, LLC's First Set of Interrogatories to Plaintiff  
22 Tommie Lynch;

23 11. Defendant Laughlin Watercraft Rentals, LLC's First Set of Request for Production to  
24 Plaintiff April Black;

25 12. Defendant Laughlin Watercraft Rentals, LLC's First Set of Request for Production to  
26 Plaintiff Tommie Lynch;

13. Defendant/Cross-Defendant Kabul, Inc. dba Fastrip PWC Rental's 2<sup>nd</sup> Supplement to Initial Disclosure Pursuant to Fed. R. Civ. P. 26 Disclosure;

14. Defendant Kabul, Inc. dba Fastrip PWC Rental's 1<sup>st</sup> Set of Interrogatories to Plaintiff Tommie Lynch;

15. Defendant Kabul, Inc. dba Fastrip PWC Rental's 1<sup>st</sup> Set of Interrogatories to Plaintiff April Black;

16. Defendant Kabul, Inc. dba Fastrip PWC Rental's 1<sup>st</sup> Set of Interrogatories to Defendant Laughlin Watercraft Rentals, LLC;

17. Defendant Laughlin Watercraft Rentals, LLC's First Supplement to Initial Disclosure Pursuant to Fed. R. Civ. P. 26 Disclosure; and

18. Deposition of Defendant Samir Hernandez taken on October 26, 2022.

19. Respondents First Set of Request for Production of Documents to Laughlin Rentals;

20. Deposition of Tommie Lynch on February 23, 2023;

21. Deposition of April Black on February 23, 2023

22. Deposition of the Corporate Representative of Defendant Laughlin Watercraft Rentals, LLC

23. Plaintiffs' Initial Expert Disclosures;

24. Defendants' Initial Expert Disclosures;

25. Plaintiffs' Rebuttal Expert Disclosures;

26. Defendants' Rebuttal Expert Disclosures;

**B. SPECIFIC DESCRIPTION OF THE DISCOVERY THAT REMAINS TO BE COMPLETED.**

Currently at this time the following discovery has not taken place and/or is anticipated:

1. Deposition of Defendant Lizabeth Barragan;

2. Deposition of Defendant Darryl Alexander;

3. Deposition of Defendant Laughlin Watercraft Rentals, LLC Employee, Steve Cohen;

4. Deposition of Defendant Laughlin Watercraft Rentals, LLC, Employee Gerald Prieto;

5. Deposition of Defendant Kabul, Inc. Employee, Najibullah Noori;

6. Deposition of former Defendant Kabul, Inc. Employee, Sarah Schneider;

7. Deposition of the Corporate Representative for Defendant Kabul, Inc.;

8. Depositions of Plaintiffs' experts;

9. Deposition of Defendants' experts; and

10. Other depositions, subpoenas and/or discovery that might be necessary.

**C. REASONS WHY THE DISCOVERY REMAINING WAS NOT COMPLETED WITHIN THE DEADLINES CONTAINED IN THE AMENDED DISCOVERY SCHEDULING ORDER**

Local Rule 26-3 provides that a stipulation to extend discovery deadlines must be supported by a showing of good cause. The parties represent that good cause exists for the Court to grant this stipulation.

Since the granting of the last stipulation, the parties have been diligently working together to finalize the above depositions, however, with various scheduling conflicts and many parties being out of the state, parties have not been able to secure dates.

Moreover during that time, the parties agreed to participate in mediation which is currently set for November 9, 2023.

For these reasons, the parties are requesting an extension of the remaining discovery deadlines for ninety (90) days to all the mediation to occur in hopes of a potential resolution.

**D. PROPOSED SCHEDULE FOR COMPLETING ALL REMAINING DISCOVERY.**

It is requested that all remaining discovery deadlines in this case be continued as follows:

<u>Discovery</u>	<u>Current Deadline</u>	<u>Proposed Deadline</u>
Discovery Cut-Off	November 17, 2023	February 19, 2024

Dispositive Motions	December 18, 2023	March 19, 2024
Pre-Trial Order	January 16, 2024	April 19, 2024

DATED this 6<sup>th</sup> day of November, 2023.

*/s/ John Shook, Esq.*

JOHN B. SHOOK, ESQ.  
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SHOOK & STONE, CHTD.  
710 South Fourth Street  
Las Vegas, Nevada 89101

JON L. NORINSBERG, ESQ.  
NORINSBERG LAW  
110 East 59<sup>th</sup> Street, Ste. 3200  
New York, New York 10022  
Office: (212) 587-8423  
Attorneys for Plaintiffs

DATED this 6<sup>th</sup> day of November, 2023.

*/s/ Deborah Tropp, Esq.*

DEBORAH S. TROPP, ESQ.  
California Bar No. 162613  
MCNEIL TROPP & BRAUN LLP  
4695 MacArthur Court, Suite 800  
Newport Beach, California 92660

PETER MORTENSON, ESQ.  
Nevada Bar No. 5725  
Mortenson & Rafie, LLP  
10781 West Twain Avenue  
Las Vegas, Nevada 89135  
Attorney for Defendant  
LAUGHLIN WATER RENTALS, LLC

DATED this 6<sup>th</sup> day of November, 2023.

*/s/ Erik Fox, Esq.*

ERIK FOX, ESQ.  
Nevada Bar No. 8804  
WOLFE & WYMAN, LLP  
6757 Spencer Street  
Las Vegas, Nevada 89119  
Attorney for Defendant  
KABUL, INC. DBA FASTRIP PWC

DATED this 6<sup>th</sup> day of November, 2023

*/s/ Leonard Fink, Esq.*

LEONARD FINK, ESQ.  
Nevada Bar No. 6296  
MICHAEL MCLOUGHLIN, ESQ.  
Nevada Bar No. 12820  
SPRINGEL & FINK  
9075 West Diablo Drive, #302  
Las Vegas, Nevada 89148

**ORDER**

**IT IS SO ORDERED.**

  
**UNITED STATES MAGISTRATE JUDGE**

DATED: 11/7/2023

## Kiana A. O'Day

---

**From:** Erik W. Fox <ewfox@ww.law>  
**Sent:** Monday, November 6, 2023 4:07 PM  
**To:** Kiana A. O'Day; Cari Remmel; Tina Crisp; Gionalis Beato; Jon Norinsberg; Lynn Shoen; John Shook; Leonard Fink; Kendall Craver; Deborah Tropp  
**Cc:** Wanda Nieves; Michael McLoughlin  
**Subject:** RE: Lynch v. Hernandez, et. al.

Yes – signature authorized.



Erik W. Fox, Attorney at Law  
WOLFE & WYMAN LLP  
6757 Spencer Street • Las Vegas, NV 89119-3912  
Tel. (702) 476-0100 • Fax (949) 475-9203  
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**From:** Kiana A. O'Day <KO'Day@shookandstone.com>  
**Sent:** Monday, November 6, 2023 4:04 PM  
**To:** Cari Remmel <cremmel@mtbattorneys.com>; Tina Crisp <tcrisp@springelfink.com>; Gionalis Beato <gio@norinsberglaw.com>; Jon Norinsberg <jon@norinsberglaw.com>; Lynn Shoen <lshoen@shookandstone.com>; John Shook <johnshook@shookandstone.com>; Leonard Fink <LFINK@SPRINGELFINK.COM>; Erik W. Fox <ewfox@ww.law>; Kendall Craver <kcraver@mtbattorneys.com>; Deborah Tropp <dtropp@mtbattorneys.com>  
**Cc:** Wanda Nieves <wnieves@norinsberglaw.com>; Michael McLoughlin <mmcloughlin@springelfink.com>  
**Subject:** RE: Lynch v. Hernandez, et. al.

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Mr. Fox,

Are you ok with the proposed stipulation?



**Kiana A. O'Day | Paralegal**

**P: 702.570.0000 | F: 702.485.5266 | Direct:**

Downtown Las Vegas, NV: 710 S. 4th Street, Las Vegas, NV 89101

**Offices:** Summerlin, NV: 9455 W. Russell Road, Suite 100, Las Vegas, NV 89148

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## Kiana A. O'Day

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**From:** Tina Crisp <tcrisp@springelfink.com>  
**Sent:** Monday, November 6, 2023 1:11 PM  
**To:** Kiana A. O'Day; Cari Remmel; Gionalis Beato; Jon Norinsberg; Lynn Shoen; John Shook; Leonard Fink; ewfox@ww.law; Kendall Craver; Deborah Tropp  
**Cc:** Wanda Nieves; Michael McLoughlin  
**Subject:** RE: Lynch v. Hernandez, et. al.

Greetings Kiana:  
You may note Mr. McLoughlin's electronic signature.  
Best regards,

Tina Crisp  
Legal Assistant



9075 W. Diablo Drive., Suite 302 | Las Vegas, NV 89148  
Tel: 702-804-0706

---

**From:** Kiana A. O'Day <KO'Day@shookandstone.com>  
**Sent:** Monday, November 6, 2023 11:11 AM  
**To:** Cari Remmel <cremmel@mtbattorneys.com>; Tina Crisp <tcrisp@springelfink.com>; Gionalis Beato <gio@norinsberglaw.com>; Jon Norinsberg <jon@norinsberglaw.com>; Lynn Shoen <lshoen@shookandstone.com>; John Shook <johnshook@shookandstone.com>; Leonard Fink <lfink@springelfink.com>; ewfox@ww.law; Kendall Craver <kcraver@mtbattorneys.com>; Deborah Tropp <dtropp@mtbattorneys.com>  
**Cc:** Wanda Nieves <wnieves@norinsberglaw.com>; Michael McLoughlin <mmcloughlin@springelfink.com>  
**Subject:** RE: Lynch v. Hernandez, et. al.  
**Importance:** High

Following up on the proposed stipulation.



**Kiana A. O'Day | Paralegal**

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**Kiana A. O'Day**

---

**From:** Cari Remmel <cremmel@mtbattorneys.com>  
**Sent:** Monday, November 6, 2023 1:39 PM  
**To:** Tina Crisp; Kiana A. O'Day; Gionalis Beato; Jon Norinsberg; Lynn Shoen; John Shook; Leonard Fink; ewfox@ww.law; Kendall Craver; Deborah Tropp  
**Cc:** Wanda Nieves; Michael McLoughlin  
**Subject:** RE: Lynch v. Hernandez, et. al.

Hi Kiana,

You may also note Ms. Tropp's e-signature.

Thank you,

Cari  
MTB

---

**From:** Tina Crisp <tcrisp@springelfink.com>  
**Sent:** Monday, November 6, 2023 1:11 PM  
**To:** Kiana A. O'Day <KO'Day@shookandstone.com>; Cari Remmel <cremmel@mtbattorneys.com>; Gionalis Beato <gio@norinsberglaw.com>; Jon Norinsberg <jon@norinsberglaw.com>; Lynn Shoen <lshoen@shookandstone.com>; John Shook <johnshook@shookandstone.com>; Leonard Fink <lfink@springelfink.com>; ewfox@ww.law; Kendall Craver <kcraver@mtbattorneys.com>; Deborah Tropp <dtropp@mtbattorneys.com>  
**Cc:** Wanda Nieves <wnieves@norinsberglaw.com>; Michael McLoughlin <mmcloughlin@springelfink.com>  
**Subject:** RE: Lynch v. Hernandez, et. al.

Greetings Kiana:  
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Best regards,

Tina Crisp  
Legal Assistant



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